IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

WP(C).No. 28323 of 2007(V)

PETITIONER:

PERIYASWAMY, S/O.APPAVU PILLAI,
48A, PADUTHURA, MANACHANALLUR,
TRICHY, TAMILNADU.

BY ADV. SMT.K.G.SAROJINI

RESPONDENTS:

1. THE JOINT REGIONAL TRANSPORT OFFICER,
CHANGANACHERRY, KOTTAYAM DISTRICT.

2. SRI.RAJESH T.G., RAJ BHAVAN,
PALLICKACHIRA KAVALA, PAIPPADU,
CHANGANACHERRY.

3. M/S.CITY CORP.FINANCE LTD.,
GROUND FLOOR, BUSINESS COMMUNICATION CENTRE,
CHIRAMEL CHAMBER, KURISUPALLY ROAD,
RAVIPURAM, COCHIN - 682 015.

BY ADV. SRI.KKM.SHERIF
SRI.P.M.KUNJIMOIDEENKUTTY
SRI.LAL K.JOSEPH
SRI.A.A.ZIYAD RAHMAN
BY GOVERNMENT PLEADER SRI.M.R.SABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

tss

W.P.(C) NO.28323/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE DEMAND DRAFT NO.61542 DT. 28.4.07 ISSUED BY I.C.I.C.I. BANK, KARUR FOR RS.5,00,000/-.

EXT.P2:- COPY OF THE DEMAND DRAFT NO.151989 DT. 30.4.07 ISSUED BY I.C.I.C.I BANK KARUR FOR RS. 11,00,000/-.

EXT.P3:- COPY OF THE DEMAND DRAFT NO.271231 DT. 30.4.07 ISSUED BY KARUR VYSYA BANK, PAUNDAMANGALA FOR RS. 10,00,000/-.

EXT.P4:- COPY OF THE COMMUNICATION DT. 9.8.07 SENT TO THE 2ND AND 3RD RESPONDENT BY THE 1ST RESPONDENT.

/TRUE COPY/

P.S.TO JUDGE

tss

ANTONY DOMINIC, J.

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W.P.(C) No. 28323 OF 2007 V
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Dated this the 4th October, 2007

J U D G M E N T

The petitioner is the purchaser of a 2006 model Excavator (JCB) which was re-possessed by the 3rd respondent-Financier and sold to the petitioner. The prayer in this writ petition is to direct the 1st respondent to issue a fresh Certificate of Registration. The 3rd respondent submits that the application for Certificate of Registration and the further documents called for by Ext. P4 also have been furnished. In view of this, the 3rd respondent submits that there is no reason for any further delay in the matter.

2. Since application has been made by the 3rd respondent and documents called for by Ext. P4 have already been furnished there is no justification for any further delay in the matter. Hence, I dispose of this writ petition directing that the proceedings pursuant to the application made by the 3rd respondent for a fresh Registration Certificate shall be completed

by the 1st respondent as expeditiously as possible, if all documents sought for by him have been received.

Orders shall be passed within six weeks of receipt of a copy of this judgment.

ANTONY DOMINIC
JUDGE

jan/-